

The Gazette of India

सत्यमेव जयते

PUBLISHED BY AUTHORITY

No. 11] NEW DELHI, SATURDAY, NOVEMBER 25th 1950

PART II—Section 2

Bills and Reports of Select Committees on Bills

PARLIAMENT OF INDIA

The following Bills were introduced in Parliament on the 17th November 1950:—

Bill No. 83 of 1950.

A Bill to provide for the extension of certain laws to Part B States.

Be it enacted by Parliament as follows:—

1. Short title and commencement.—(1) This Act may be called the Part B States (Laws) Act, 1950.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

2. Definition.—In this Act, “appointed day” means the date on which this Act comes into force.

3. Extension and amendment of certain Acts and Ordinances.—The Acts and Ordinances specified in the Schedule shall be amended in the manner and to the extent therein specified, and the territorial extent of each of the said Acts and Ordinances shall, as from the appointed day and in so far as any of the said Acts or Ordinances or any of the provisions contained therein relates to matters with respect to which Parliament has power to make laws, be as stated in the extent clause thereof as so amended.

4. Construction of references to laws not in force in Part B States.—Any reference in any Act or Ordinance specified in the Schedule to a law which is not in force in a Part B State shall, in relation to that State, be construed as a reference to the corresponding law, if any, in force in that State.

5. Construction of references to authorities where new authorities have been constituted.—Any reference, by whatever form of words, in any law for the time being in force in a Part B State to any authority competent at the date of the passing of that law to exercise any powers or discharge any functions in that State shall, where a corresponding new authority has been constituted by or under any Act or Ordinance now extended to that State, have effect as if it were a reference to that new authority.

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6. Repeals and savings.—If immediately before the appointed day, there is in force in any Part B State any law corresponding to any of the Acts or Ordinances now extended to that State, that law shall, save as otherwise expressly provided in the Act, stand repealed:

Provided that the repeal shall not affect—

(a) the previous operation of any law so repealed or anything duly done or suffered thereunder, or

(b) any right, privilege, obligation or liability acquired, accrued or incurred under any law so repealed, or

(c) any penalty, forfeiture or punishment incurred in respect of any offence committed against any law so repealed, or

(d) any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as aforesaid;

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced, and any such penalty, forfeiture or punishment may be imposed as if this Act had not been passed:

Provided further that, subject to the preceding proviso, anything done or any action taken (including any appointment or delegation made, notification, order, instruction or direction issued, rule, regulation, form, bye-law or scheme framed, certificate obtained, patent, permit or licence granted or registration effected) under any such law shall be deemed to have been done or taken under the corresponding provision of the Act or Ordinance as now extended to that State, and shall continue to be in force accordingly, unless and until superseded by anything done or any action taken under the said Act or Ordinance.

7. Power to remove difficulties.—(1) If any difficulty arises in giving effect in any Part B State to the provisions of any Act or Ordinance now extended to that State, the Central Government may, by order notified in the Official Gazette, make such provisions or give such directions as appear to it to be necessary for the removal of the difficulty.

(2) In particular, and without prejudice to the generality of the foregoing power, any such notified order may—

(a) specify the corresponding authorities within the meaning of section 5;

(b) provide for the transfer of any matter pending before any court, tribunal or other authority, immediately before the appointed day, to any corresponding court, tribunal or other authority for disposal.

THE SCHEDULE

(See section 3)

ACTS

The Indian Fatal Accidents Act, 1855

(XIII of 1855)

Renumber section 1 as section 1A and before section 1A, as so renumbered, insert the following, namely:—

“1. *Short title and extent.*—(1) This Act may be called the Fatal Accidents Act, 1855.

(2) It extends to the whole of India except the State of Jammu and Kashmir.”

The Indian Penal Code

(Act XLV of 1860)

Throughout the Code, unless otherwise expressly provided, for "the States" substitute "India".

Preamble.—For "the whole of India except Part B States" substitute "India".

Section 1.—For "except Part B States" substitute "except the State of Jammu and Kashmir".

Section 17.—Omit "Part A".

For *section 18*, substitute:—

'18. *India.*—"India" means the territory of India excluding the State of Jammu and Kashmir'.

Section 75.—Omit "or" at the end of clause (a) and omit clause (b).

Section 124.—For "Governor" wherever it occurs substitute "Governor or Rajpramukh".

Section 131.—In the *Explanation*, for "the Indian Army Act, 1911" and "the Indian Air Force Act, 1932" substitute "the Army Act, 1950" and "the Air Force Act, 1950", respectively.

Section 139.—For "the Indian Army Act, 1911" and "the Indian Air Force Act, 1932" substitute "the Army Act, 1950" and "the Air Force Act, 1950", respectively.

Section 216.—Omit "or under the Fugitive Offenders Act, 1881".

Section 294A.—For "a lottery organized by the Central Government or the Government of a Part A State or a Part B State" substitute "a State lottery".

Section 366B.—After "any country outside India" insert "or from the State of Jammu and Kashmir" and omit the words beginning with "and whoever with such intent or knowledge" and ending with "or by another person".

The Press and Registration of Books Act, 1867

(XXV of 1867)

Throughout the Act, unless otherwise expressly provided, for "the States" substitute "India".

Long title and preamble.—For "the whole of India except Part B States" substitute "India".

Section 1.—(1) After the definition of "editor", insert:—

'"India" means the territory of India excluding the State of Jammu and Kashmir'.

(2) Omit the definition of "States".

The Indian Divorce Act, 1869

(IV of 1869)

Long title.—Omit "in India".

Section 2.—For "except Part B States" substitute "except the State of Jammu and Kashmir".

Section 3.—(1) In item (a) of clause (1), for "Part A State" substitute "Part A State or Part B State".

(2) In item (b), for "Ajmer" substitute "Ajmer and Vindhya Pradesh".

(3) After item (f), insert the following, namely:—

"(ff) in relation to Manipur and Tripura, the High Court of Assam".

Section 17A.—For “The State Government of any State within which any High Court established by Letters Patent exercises jurisdiction” substitute “The Government of the State within which any High Court exercises jurisdiction” and omit the second paragraph.

The Indian Evidence Act, 1872

(I of 1872)

Throughout the Act, unless otherwise expressly provided, for “the States” substitute “India”.

Section 1.—For “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 3.—For the definitions of “State” and “States” substitute:—

“‘India’ means the territory of India excluding the State of Jammu and Kashmir”.

Section 37.—For “an Act of the Legislature of a Part A State or a Part C State” substitute “a State Act”.

Section 79.—For “in a Part B State” substitute “in the State of Jammu and Kashmir”.

Section 86.—(1) In the first paragraph—

(a) omit “a Part B State or of”;

(b) for “such Part B State or country” substitute “such country”;

(c) for “that State or country” substitute “that country”.

(2) In the second paragraph, omit “a Part B State or” and for “in and for that Part B State or country” substitute “in and for the country”.

The Special Marriage Act, 1872

(III of 1872)

Section 1—For “except Part B States” substitute “except the State of Jammu and Kashmir”.

The Indian Contract Act, 1872

(IX of 1872)

Section 1.—For “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 10.—For “Part A States and Part C States” substitute “India”.

The Indian Christian Marriage Act, 1872

(XV of 1872)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the States of Travancore-Cochin, Manipur and Jammu and Kashmir”.

For the definition of “India” substitute:—

“‘India’ means the territory comprised in the States to which this Act extends”.

Section 5.—For “Part A States and Part C States” substitute “India”.

Section 27.—For “a Part A State or a Part C State” substitute “India”.

The Government Savings Banks Act, 1873

(V of 1873)

Section 1.—For “except Part B States” substitute “except the State of Jammu and Kashmir”.

After section 1, insert the following as section 2:—

"2. Act not to apply to deposits in Anchal Savings Bank.—This Act shall not apply to any deposits made in the Anchal Savings Bank of the State of Travancore-Cochin, and, notwithstanding anything contained in this Act, any law in force in the said State immediately before the commencement of the Part B States (Laws) Act, 1950, relating to such deposits, shall continue to apply thereto as if that law had not been repealed."

The Indian Oaths Act, 1873

(X of 1873)

Section 1.—Omit "except Part B States".

Section 4—In clause (2) of the proviso, omit "in Part A States and Part C States".

The Foreign Recruiting Act, 1874

(IV of 1874)

Long title, preamble and section 3.—For "Part A States and Part C States" substitute "India".

Section 1.—Omit "except Part B States".

The Indian Majority Act, 1875

(IX of 1875)

Preamble and section 3—For "Part A States and Part C States" substitute "India".

Section 1.—For "except Part B States" substitute "except the State of Jammu and Kashmir".

Section 4.—In *Illustrations* (a) and (b), for "a domicile in a Part A State or a Part C State" substitute "an Indian domicile", and in all the *Illustrations* for "a Part A State or a Part C State" substitute "India".

The Indian Law Reports Act, 1875

(XVIII of 1875)

Section 1.—For "except Part B States" substitute "except the State of Jammu and Kashmir".

Section 3.—For "decided on or after the said day by any High Court for a Part A State" substitute "decided by any High Court for a Part A State or a Part B State".

The Specific Relief Act, 1877

(I of 1877)

Section 1.—For "except Part B States" substitute "except the State of Jammu and Kashmir".

The Indian Arms Act, 1878

(XI of 1878)

Section 1.—Omit "except Part B States".

Section 4—In the definition of "military stores", for "the States" substitute "India" and omit the definition of "States".

Sections 6, 10, 27 and 29.—For "the States" substitute "India".

Section 11.—For "the States", where they first occur, substitute "India", and omit "or between the States and any other part of India".

Section 18.—For "States" substitute "India".

The Legal Practitioners Act, 1879

(XVIII of 1879)

Section 1.—For “except Part B States” substitute “except the State of Jammu and Kashmir”.

Sections 4 and 5.—For “Part A States and Part C States” substitute “the territories to which this Act extends.”

The Kazis Act, 1880

(XII of 1880)

Section 1.—For “But the Government of any other Part A State or the Government of a Part C State” substitute “But the Government of any other State”.

The Negotiable Instruments Act, 1881

(XXVI of 1881)

Section 1.—For “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 3.—For the definitions of “State” and “States”, substitute:—

“ ‘India’ means the territory of India excluding the State of Jammu and Kashmir’.

Sections 20, 136 and 137.—For “the States” substitute “India”.

Section 75B.—In the *Explanation*, for “the States” and “any of the States” substitute “India”.

Sections 134 and 135.—In the *Illustrations*, for “the States” substitute “India”.

Section 137.—For “Part B State” substitute “the State of Jammu and Kashmir”.

The Indian Trusts Act, 1882

(II of 1882)

Section 1.—For “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 20.—(1) In clause (d), for “Act of the Legislature of a Part A State” substitute “State Act”.

(2) In clause (e), for “a Part A State or a Part C State” substitute “any part of the territories to which this Act extends”.

The Transfer of Property Act, 1882

(IV of 1882)

Section 1.—In the fourth paragraph, for “Bombay, Punjab or Delhi” substitute “the said States”.

Section 3.—In the definition of “registered”, for “a Part A State or a Part C State” substitute “any State to which this Act extends”.

Section 52.—For “within the limits of Part A States and Part C States” substitute “within the limits of India excluding the State of Jammu and Kashmir”.

The Powers-of-Attorney Act, 1882

(VII of 1882)

Section 1.—For “except Part B States” substitute “except the State of Jammu and Kashmir”.

The Indian Explosives Act, 1884

(IV of 1884)

Section 1.—In sub-section (2), omit "except Part B States".*Sections 4 and 5.*—For "Part A States and Part C States" substitute "India".*The Indian Telegraph Act, 1885*

(XIII of 1885)

Section 1.—Omit "except the State of Hyderabad".*Section 3.*—Omit clause (8).

Omit section 35.

The Police Act, 1888

(III of 1888)

Section 1.—For sub-section (2), substitute:—

"(2) It extends to the whole of India, except the State of Jammu and Kashmir, and to the extent to which its provisions relate to the extension of the powers and jurisdiction of members of a police force belonging to any State to railway areas outside that State, it extends also to the State of Jammu and Kashmir."

Omit section 1A.

The Indian Merchandise Marks Act, 1889

(IV of 1889)

Throughout the Act, unless otherwise expressly provided, for "the States" substitute "India".

Section 1.—In sub-section (2), for "except Part B States" substitute "except the State of Jammu and Kashmir".*Section 2.*—For clause (6), substitute:—

"(6) "India" means the territory of India, excluding the State of Jammu and Kashmir."

The Charitable Endowments Act, 1890

(VI of 1890)

Section 1.—In sub-section (2), for "except Part B States" substitute "except the State of Jammu and Kashmir".*The Guardians and Wards Act, 1890*

(VIII of 1890)

Section 1.—In sub-section (2), for "except Part B States" substitute "except the State of Jammu and Kashmir".*Section 3.*—For "Part A States and Part C States", where they first occur, substitute "any State to which this Act extends" and omit "established in Part A States and Part C States".*Section 4.*—Omit clause (7).

Omit section 5.

Section 6.—Omit "who is not an European British subject".*Section 11.*—For "a Part A State or a Part C State" substitute "any State to which this Act extends".

Section 15.—Omit sub-sections (2) and (3).

Section 17.—Omit sub-section (4)

Section 19.—In clause (b) omit “subject to the provisions of this Act with respect to European British subjects”.

The Indian Railways Act, 1890

(IX of 1890)

Section 1.—In sub-section (2), omit “except the State of Hyderabad”.

Section 47.—In sub-section (1), for “any State Government or the Government of any Part B State” substitute “or a State Government”.

Section 59.—In sub-section (5), for “the Indian Territorial Force or of the Auxiliary Force, India” substitute “the Territorial Army or of the National Cadet Corps”.

Omit section 144.

The Bankers Books Evidence Act, 1891

(XVIII of 1891)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

The Partition Act, 1893

(IV of 1893)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

The Indian Tolls (Army and Air Force) Act, 1901

(II of 1901)

Section 1.—In sub-section (2), omit “except Part B States”.

Section 2.—(1) For clause (d), substitute:—

“(d) the expression “the regular forces” means “the regular Army” as defined in clause (xxi) of section 3 of the Army Act, 1950 (XLVI of 1950), and includes the “Air Force” as defined in clause (iv) of section 4 of the Air Force Act, 1950 (XLV of 1950);”.

(2) In clause (f), for “the Auxiliary Force (India) or the Indian Territorial Force” substitute “the Territorial Army or the National Cadet Corps”.

(3) In clause (g), for “Indian Regular Reserve of Officers” substitute “Regular Reserve of Officers”.

Section 3.—(1) In clause (b), for “the Auxiliary Force (India) or of the Indian Territorial Force” substitute “the Territorial Army or of the National Cadet Corps”.

(2) For clause (d) (ii), substitute:—

“(ii) the Territorial Army or the National Cadet Corps”.

(3) For “a Part A State or a Part C State” substitute “India”.

The Ancient Monuments Preservation Act, 1904

(VII of 1904)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 17.—For “the territories for the time being comprised within Part A States and Part C States” substitute “the territories to which this Act extends”.

The Indian Coinage Act, 1906

(III of 1906)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 23.—For “the States” substitute “the territories to which this Act extends”.

After section 23, insert the following, namely:—

“24. *Saving of Hyderabad and Travancore-Cochin coins.*—The coins of such description as, at the date of the commencement of the Part B States (Laws) Act, 1950, were in circulation as legal tender in the State of Hyderabad or the State of Travancore-Cochin, shall continue to be legal tender in the relevant State to the like extent and subject to the same conditions as immediately before such commencement for such period, not exceeding two years from the commencement of the said Act, as the Central Government may, by notification in the Official Gazette, determine.”

The Explosive Substances Act, 1908

(VI of 1908)

Section 1.—In sub-section (2), omit “except Part B States” and for “wherever they may be” substitute “outside India”.

Section 4.—For “a Part A or a Part C State” and “any such State” substitute “India”.

The Indian Limitation Act, 1908

(IX of 1908)

Throughout the Act, unless otherwise expressly provided, for “the States” substitute “India”.

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 2.—(1) In clause (6), for “any Part B State” substitute “the State of Jammu and Kashmir”.

(2) For clause (9A) substitute:—

“(9A) “India” means the territory of India excluding the State of Jammu and Kashmir.”

After section 29, insert:—

“30. *Provision for States for which the period prescribed is shorter than that prescribed by any law previously in force in a Part B State.*—Notwithstanding anything herein contained, any suit for which the period of limitation prescribed by this Act is shorter than the period of limitation prescribed by any law corresponding to this Act in force in a Part B State and which is repealed by the Part B States (Laws) Act, 1950, may be instituted within the period of two years next after the coming into force of this Act in that Part B State or within the period prescribed for such suit by such corresponding law, whichever period expires first.”

The Indian Ports Act, 1908

(XV of 1908)

Throughout the Act, unless otherwise expressly provided, for “the States” substitute “India”.

Section 3.—Omit clause (10).

The Indian Registration Act, 1908

(XVI of 1908)

Throughout the Act, unless otherwise expressly provided, for "the States" substitute "India".

Section 1.—For sub-section (2), substitute the following, namely:—

"(2) It extends to the whole of India except the State of Jammu and Kashmir:

Provided that the State Government may exclude any districts or tracts of country from its operation."

Section 2.—(1) After clause (6), insert:—

"(6A) "India" means the territory of India excluding the State of Jammu and Kashmir."

(2) Omit clause (11).

Section 33.—(1) In clause (b) of sub-section (1), for "resides in any other part of the States" substitute "resides in any part of India in which this Act is not in force".

(2) After sub-section (1), insert the following *Explanation*, namely:—

Explanation.—In this sub-section, "India" means India, as defined in clause (28) of section 3 of the General Clauses Act, 1897 (X of 1897)."

The Indian Electricity Act, 1910

(IX of 1910)

Section 1.—In sub-section (2), for "except Part B States" substitute "except the State of Jammu and Kashmir".

Section 35.—For sub-section (1), substitute:—

"(1) The Central Government may, for the whole or any part of the territories to which this Act extends, and each State Government may, for the whole or any part of the State, by notification in the Official Gazette, constitute an Advisory Board."

Section 36A.—In sub-section (2),—

(i) for "thirteen" substitute "twenty";

(ii) for clause (b) substitute:—

"(b) one member to be nominated by the Government of each of the States to which this Act extends".

Section 37.—For "the territories for the time being comprised within Part A States and Part C States or any part of such territories" substitute "the whole or any part of the territories to which this Act extends".

The Indian Patents and Designs Act, 1911.

(II of 1911)

Section 2.—In clause (7)—

(i) in item (b), for "Ajmer" substitute "Ajmer and Vindhya Pradesh";

(ii) in item (c), omit "and Vindhya Pradesh".

Omit section 2A.

After section 79, insert the following as section 80, namely:—

“80. *Repeals and savings.*—(1) If immediately before the 18th day of April, 1950, there was in force in any Part B State to which this Act extends any law corresponding to this Act, that corresponding law shall be deemed to have been repealed on the date aforesaid:

Provided that the repeal shall not affect—

(a) the previous operation of any law so repealed or anything duly done or suffered thereunder, or

(b) any right, privilege, obligation or liability acquired, accrued or incurred under any law so repealed, or

(c) any penalty, forfeiture or punishment incurred in respect of any offence committed against any law so repealed, or

(d) any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as aforesaid,

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced, and any such penalty, forfeiture or punishment may be imposed, as if this Act had not come into force in the Part B State concerned:

Provided further that, subject to the preceding proviso, anything done or any action taken, including any patent, permit or licence granted or registration effected under any such corresponding law shall be deemed to have been done or taken under the corresponding provision of this Act as now extended to that State and shall continue to be in force accordingly, unless and until superseded by anything done or any action taken under this Act.

(2) Nothing contained in section 6 of the Part B States (Laws) Act, 1950, shall have effect in relation to this Act.”

The Indian Lunacy Act, 1912

(IV of 1912)

Throughout the Act, unless otherwise expressly provided, for “the States” substitute “India”.

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 3.—(1) After clause (4) insert (4A):—

“(4A) “India” means the territory of India excluding the State of Jammu and Kashmir”.

(2) Omit clause (18).

Section 91.—In clause (a) of sub-section (1), omit “for a Part A State”.

The Official Trustees Act, 1918

(II of 1918)

Section 1.—For “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 2.—(1) In clause (1) for “Part A State” substitute “Part A State or a Part B State”.

(2) In clause (2)—

(i) in item (a), for “Part A State” substitute “Part A State or a Part B State”;

- (ii) in item (b), for "Ajmer" substitute "Ajmer and Vindhya Pradesh";
- (iii) after item (g), insert:—

"(h) in relation to Manipur and Tripura, the High Court of Assam".

The Administrator General's Act, 1913

(III of 1913)

Section 1.—In sub-section (2), for "except Part B States" substitute "except the State of Jammu and Kashmir".

Section 2.—(1) For clause (3), substitute:—

"(3) "Government" or "the Government" means, in relation to any State, the State Government".

(2) In clause (12)—

(i) in item (a), for "Part A State" substitute "Part A or a Part B State".

(ii) in item (b), for "Ajmer" substitute "Ajmer and Vindhya Pradesh";

(iii) after item (g), insert:—

"(h) in relation to Manipur and Tripura, the High Court of Assam".

Sections 15 and 16.—For "the Indian Army Act, 1911 (VIII of 1911), or the Indian Air Force Act, 1932 (XIV of 1932)", substitute "the Army and Air Force (Disposal of Private Property) Act, 1950 (XI of 1950)".

Section 17.—(a) For "the Indian Army Act, 1911" and "the Indian Air Force Act, 1932", substitute "the Army and Air Force (Disposal of Private Property) Act, 1950 (XI of 1950)".

(b) For "an Indian commissioned officer" and "Indian Air Force", substitute "a commissioned officer" and "Air Force", respectively.

Section 38.—For "a Part A or a Part C State" substitute "any State to which this Act extends", and for "India or in a Part B State" substitute "India or in the State of Jammu and Kashmir".

Section 57.—For "the territories comprised within Part A States and Part C States", substitute "the territories to which this Act extends".

Section 59A.—Omit sub-section (2).

The Indian Companies Act, 1913

(VII of 1913)

Throughout the Act, unless otherwise expressly provided, for "the States", substitute "India".

Section 1.—In sub-section (3), for "except Part B States" substitute "except the State of Jammu and Kashmir".

Section 2.—(1) After clause (7), insert:—

"(7A) "India" means the territory of India excluding the State of Jammu and Kashmir."

(2) Omit clause (16A).

After section 2A, insert:—

"2B. *Provisions as to companies registered in Part B States before commencement of Part B States (Laws) Act, 1950.*—Notwithstanding anything contained in this Act or in any other law for the time being in force, a company registered under any law corresponding to this Act in force in a Part B State immediately before the commencement of the Part B States (Laws) Act, 1950, shall be deemed for the purposes of this Act to be a company incorporated and registered under this Act:

Provided that the Central Government may, by notification in the Official Gazette, except any such company from any of the obligations imposed on companies by this Act for such period or periods not exceeding one year in the aggregate as it may think fit."

Section 245.—After sub-section (1), insert:—

'Explanation.—In this sub-section "India" includes the State of Jammu and Kashmir'.

The Destructive Insects and Pests Act, 1914

(II of 1914)

Long title.—For "Part A States and Part C States", substitute "India".

Preamble.—For "the territories comprised within Part A States and Part C States (hereinafter in this Act referred to as the said territories)" substitute "India".

Section 1.—Renumber section 1 as sub-section (1) of that section, and after sub-section (1) as so renumbered, insert:—

"(2) It extends to the whole of India except the State of Jammu and Kashmir."

Section 2.—For clause (d), substitute:—

'(d) "India" means the territory of India excluding the State of Jammu and Kashmir.'

Section 3.—In sub-section (1), for "the said territories" substitute "India".

Section 4C.—(a) For "any Part B State" substitute "the State of Jammu and Kashmir".

(b) For "the said territories", wherever they occur, substitute "India".

(c) For "such Part B State" substitute "the said State".

Section 5A.—For "from the States to a Part B State" substitute "from India to the State of Jammu and Kashmir".

The Indian Copyright Act, 1914

(III of 1914)

Throughout the Act, unless otherwise expressly provided, for "the States" substitute "India".

Section 1.—In sub-section (2), for "except Part B States" substitute "except the State of Jammu and Kashmir".

Section 2.—(a) After clause (1), insert:—

'(1A) "India" means the territory of India excluding the State of Jammu and Kashmir.'

(b) Omit clause (3).

The Charitable Religious Trusts Act, 1920

(XIV of 1920)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir.”

The Indian Red Cross Society Act, 1920

(XV of 1920)

Section 1.—For sub-section (2) substitute:—

“(2) It extends to the whole of India except the State of Jammu and Kashmir, and to the extent to which its provisions relate to any matter in respect of which Parliament has power to make laws for that State, it extends also to that State.”

The Indian Passport Act, 1920

(XXXIV of 1920)

Section 1.—In sub-section (2), omit “excluding the State of Hyderabad”.
Omit section 6.

The Maintenance Orders Enforcement Act, 1921

(XVIII of 1921)

Throughout the Act, unless otherwise expressly provided, for “the States” substitute “India”.

Long title and preamble.—For “Part A States and Part C States” substitute “India”; and omit “any Part B States or”.

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 2.—(a) after the definition of “dependants” insert:—

“‘India’ means the territory of India excluding the State of Jammu and Kashmir;”

(b) omit the definition of “States”.

Section 3.—In sub-section (2), omit “or in respect of any Part B State” and “or State”.

The Indian Mines Act, 1923

(IV of 1923)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 3.—In clause (i), for “an Act of the Legislature of a Part A State” substitute “a State Act”.

The Indian Boilers Act, 1923

(V of 1923)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 27A.—In sub-section (2),—

(a) for “twelve” substitute “nineteen”;

(b) in clause (b), for “of each Part A State” substitute “of each Part A State or Part B State”.

The Workmen's Compensation Act, 1923

(VIII of 1923)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 2.—In clause (i) of sub-section (1), for “Part A State” substitute “Part A State or Part B State”.

Section 15.—In sub-section (4), omit “in Part A States and Part C States”.

Section 35.—In sub-section (1),—

(a) omit “to any Part B State or”;

(b) for “such State, part or country” substitute “such part or country”;

(c) for “a Part A State or Part C State” in both the places where they occur, substitute “any State”; and

(d) omit “in any Part B State”.

The Indian Cotton Cess Act, 1923

(XIV of 1923)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 2.—In clause (a), for “the Indian Factories Act, 1911” substitute “the Factories Act, 1948”.

Section 3.—In sub-sections (1) and (2), for “territories comprised within Part A States and Part C States” substitute “territories to which this Act extends”.

Section 4.—In clause (i), for “Imperial Council of Agricultural Research” substitute “Indian Council of Agricultural Research”.

The Indian Official Secrets Act, 1923

(XIX of 1923)

Throughout the Act, unless otherwise expressly provided, for “the States” substitute “India”.

Section 1.—For sub-section (2) substitute:—

“(2) It extends to the whole of India and applies also to servants of the Government and to citizens of India outside India.”

Section 2.—Omit clause (9A).

The Indian Soldiers (Litigation) Act, 1925

(IV of 1925)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 2.—In clause (b), for “the Indian Army Act, 1911 (VIII of 1911), or the Indian Air Force Act, 1932 (XIV of 1932)” substitute “the Army Act, 1950 (XLVI of 1950), or the Air Force Act, 1950 (XLV of 1950).”

The Cotton Ginning and Pressing Factories Act, 1925

(XII of 1925)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 12.—For “Part A States and Part C States” substitute “the territories to which this Act extends”.

The Provident Funds Act, 1925

(XIX of 1925)

Section 1.—For “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 2.—In sub-clause (i) of clause (f), for “a Part A State or a Part C State” substitute “any part of India”.

The Indian Succession Act, 1925

(XXXIX of 1925)

Throughout the Act, unless otherwise expressly provided, for “the States” substitute “India”.

Section 2.—(a) after clause (c) insert:—

“(cc) “India” means the territory of India excluding the State of Jammu and Kashmir;”

(b) for clause (g) substitute:—

“(g) “State” includes any division of India having a court of the last resort;”.

Section 382.—For section 382 substitute:—

“382. *Effect of certificate granted or extended by Indian representative in foreign State and in certain other cases.*—Where a certificate in the form, as nearly as circumstances admit, of Schedule VIII has been granted to a resident within a foreign State by the Indian representative accredited to that State or before the commencement of the Part B State (Laws) Act, 1950, to a resident within a Part B State by a District Judge of that State or where a certificate so granted has been extended in such form by the Indian representative or before the commencement of the said Act by such Judge, the certificate shall, when stamped in accordance with the provisions of the Court-fees Act, 1870, with respect to certificates under this Part have the same effect in India as a certificate granted or extended under this Part.”

The Indian Trade Unions Act, 1926

(XVI of 1926)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

The Legal Practitioners (Fees) Act, 1926

(XXI of 1926)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

The Indian Bar Councils Act, 1926

(XXXVIII of 1926)

Section 1.—For sub-section (2) substitute:—

“(2) It extends to the whole of India except the State of Jammu and Kashmir, and shall apply to the High Court of every Part A State and of every Part B State other than the State of Jammu and Kashmir and also to such Judicial Commissioners’ Courts in Part C States as the Central Government may, by notification in the Official Gazette, declare to be High Courts to which this Act applies.”.

Section 8.—In the proviso to sub-section (4), omit “and King’s Counsel shall have pre audience over all Advocates except the Advocate-General”.

The Indian Sale of Goods Act, 1930

(III of 1930)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

The Indian Lao Cess Act, 1930

(XXIV of 1930)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 3.—Omit “in a Part A State or a Part C State”.

The Indian Partnership Act, 1932

(IX of 1932)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 69.—In clause (a) of sub-section (4), for “Part A States and Part C States” substitute “the territories to which this Act extends”; and for “such States” substitute “the said territories”.

The Tea Districts Emigrant Labour Act, 1932

(XXII of 1932)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 2.—(a) for clause (c) substitute:—

‘(c) “recruiting State” means any State other than Assam;’;

(b) in clause (f), omit “or in any Part B State”; and for “any part of any Part A State or Part C State” substitute “any part of the territories to which this Act extends”.

The Children (Pledging of Labour) Act, 1933

(II of 1933)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

The Indian Wireless Telegraphy Act, 1933

(XVII of 1933)

Section 1.—In sub-section (2), omit “except the State of Hyderabad”.

The Indian Dock Labourers Act, 1934

(XIX of 1934)

Section 1.—In sub-section (2), omit “except Part B States”.

The Indian Carriage by Air Act, 1934

(XX of 1934)

Section 1.—In sub-section (2), omit “except Part B States”.

Sections 2 and 3.—For “Part A States and Part C States” substitute “India”.

Second Schedule.—In paragraphs 2 and 4, for “the States” substitute “India”.

The Indian Aircraft Act, 1934

(XXII of 1934)

Section 1.—In sub-section (2), omit “except the State of Hyderabad”.

The Petroleum Act, 1934

(XXX of 1934)

Section 1.—For “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 2.—(a) for clause (d) substitute:—

“(d) “to transport petroleum” means to move petroleum from one place to another in the territories to which this Act extends, and includes moving from one place to another in the said territories by sea or across territory in India to which this Act does not extend;”

(b) in clause (e), for “the States” substitute “the territories to which this Act extends”;

(c) omit clause (i).

The Indian Navy (Discipline) Act, 1934

(XXXIV of 1934)

Section 67.—For “any Part A State or Part C State” substitute “India”.

Section 70.—For “a Part A State” substitute “India”.

Section 80.—For “Part A States and Part C States” substitute “India”.

The Parsi Marriage and Divorce Act, 1936

(III of 1936)

Section 1.—In sub-section (2), for “It extends to the whole of India except Part B States and, in respect of Parsi citizens of India, to the whole of India” substitute “It extends to the whole of India except the State of Jammu and Kashmir”.

Section 29.—In sub-sections (2) and (3), for “Part A States and Part C States” substitute “the territories to which this Act extends”.

The Payment of Wages Act, 1936

(IV of 1936)

Section 1—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

The Agricultural Produce (Grading and Marking) Act, 1937

(I of 1937)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”

The Arbitration (Protocol and Convention) Act, 1937

(VI of 1937)

Throughout the Act, unless otherwise expressly provided, for “the States” substitute “India”.

Section 1.—In sub-section (2), omit “except Part B States”.

Section 2.—Omit “(1) ‘States’ means the territories for the time being comprised within Part A States and Part C States; and (2)”.

The Manoeuvres, Field Firing and Artillery Practice Act, 1938

(V of 1938)

Section 1.—In sub-section (2), omit “except Part B States”.

The Criminal Law Amendment Act, 1938

(XX of 1938)

Section 1.—In sub-section (2), omit “except Part B States”.

The Employers' Inability Act, 1938

(XXIV of 1938)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

The Employment of Children Act, 1938

(XXVI of 1938)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

The Indian Naval Reserve Forces (Discipline) Act, 1939

(Governor-General's Act)

Section 1.—In sub-section (2), omit “except Part B States”.

The Standards of Weight Act, 1939

(IX of 1939)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 4.—In sub-section (3), omit “Part B State or”.

The Registration of Foreigners Act, 1939

(XVI of 1939)

Section 1.—In sub-section (2), omit “except the State of Hyderabad”.

Section 2.—Omit clause (aa).

Omit section 9.

The Coal Mines Safety (Stowing) Act, 1939

(XIX of 1939)

Section 1.—For “except Part B States and the States of” substitute “except the State of Jammu and Kashmir”.

Section 3.—In sub-section (3), for “in the territories for the time being comprised in Part A States and Part C States” substitute “the territories to which this Act extends”.

Section 6.—For “imported into the said territories from any foreign country or brought into the said territories from a Part B State” substitute “imported into the said territories from any place outside the said territories”.

The Trade Marks Act, 1940

(V of 1940)

Throughout the Act, unless otherwise expressly provided, for “the States” substitute “India”.

Section 1.—For “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 2.—(a) for clause (d) substitute:—

‘(d) “High Court” means—

(i) in relation to a Part A State or a Part B State, the High Court for that State;

(ii) in relation to Ajmer and Vindhya Pradesh, the High Court at Allahabad;

(iii) in relation to Bhopal, the High Court at Nagpur;

(iv) in relation to Bilaspur, Delhi and Himachal Pradesh, the High Court of Punjab;

(v) in relation to Coorg, the High Court at Madras;

(vi) in relation to Kutch, the High Court at Bombay;

(vii) in relation to Manipur and Tripura, the High Court of Assam; and

(viii) in relation to the Andaman and Nicobar Islands, the High Court at Calcutta;

(dd) “India” means the territory of India excluding the State of Jammu and Kashmir;’;

(b) omit clause (kk).

Section 10.—For “and either already on the register or already registered in any Part B State to which section 82A for the time being applies” substitute “and already on the register”.

Section 19.—Omit “under this Act or from the register of trade marks in any Part B State to which section 82A for the time being applies”.

Section 21.—Omit sub-section (2).

Section 22.—In sub-section (3), omit “or in any Part B State to which section 82A for the time being applies”.

Section 23.—Omit “or in any Part B State to which section 82A for the time being applies”.

Section 46.—Omit the *Explanation* after sub-section (2).

Section 57.—Omit sub-section (2).

Section 58.—In sub-section (3), omit “or in any Part B State to which section 82A for the time being applies”.

Section 68.—(a) in clauses (a) and (c) of sub-section (3), omit “a Part B State or of”;

(b) in sub-section (4), omit clause (b).

Omit section 82-A.

Section 84.—In clause (11) of sub-section (2), omit “entered into with a Part B State”.

The Arbitration Act, 1940

(X of 1940)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

The Drugs Act, 1940

(XXIII of 1940)

Throughout the Act, unless otherwise expressly provided, for “the States” substitute “India”.

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 3.—(1) After clause (b), insert:—

'(bb) "India" means the territory of India excluding the State of Jammu and Kashmir'

(2) Omit clause (f).

The Agricultural Produce Cess Act, 1940

(XXVII of 1940)

Section 1.—In sub-section (2), for "except Part B States" substitute "except the State of Jammu and Kashmir".

Section 3.—In sub-section (1), for "the territories for the time being comprised within Part A States and Part C States" substitute "the territories to which this Act extends".

The Mines Maternity Benefit Act, 1941

(XIX of 1941)

Section 1.—In sub-section (2), for "except Part B States" substitute "except the State of Jammu and Kashmir".

The Railways (Local Authorities' Taxation) Act, 1941

(XXV of 1941)

Long title and preamble.—For "Part A State" substitute "State".

Section 1—In sub-section (2), for "except Part B States" substitute "except the State of Jammu and Kashmir".

The Coffee Market Expansion Act, 1942

(VII of 1942)

Throughout the Act, unless otherwise expressly provided, for "the States" substitute "India".

Section 1.—In sub-section (2), for "except Part B States" substitute "except the State of Jammu and Kashmir".

Section 3.—(a) after clause (f), insert:—

'(ff) "India" means the territory of India excluding the State of Jammu and Kashmir';

(b) omit clause (ll).

Section 20.—For "to a Part B State" substitute "to the State of Jammu and Kashmir".

The Weekly Holidays Act, 1942

(XVIII of 1942)

Section 1.—In sub-section (2), for "except Part B States" substitute "except the State of Jammu and Kashmir".

The Industrial Statistics Act, 1942

(XIX of 1942)

Section 1.—In sub-section (2), for "except Part B States" substitute "except the State of Jammu and Kashmir".

The Reciprocity Act, 1948

(IX of 1948)

Throughout the Act, unless otherwise expressly provided, for "the States" substitute "India".

Long title and preamble.—Omit "certain parts of".

Section 1.—In sub-section (2), omit "except Part B States".

Section 2.—Omit clause (c).

The Indian Coconut Committee Act, 1944

(X of 1944)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”

Section 3.—For “the States” where that expression first occurs, substitute “the territories to which this Act extends”; and for that expression where it next occurs, substitute “the said territories”.

The Indian Oilseeds Committee Act, 1946

(IX of 1946)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

The Protective Duties Act, 1946

(XVII of 1946)

Preamble.—For “Part A States and Part C States” where that expression first occurs, substitute “the territories to which this Act extends”; and for that expression where it next occurs, substitute “the said territories”.

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 2.—In sub-section (1), for “Part A States and Part C States” substitute “the territories to which this Act extends”.

The Industrial Employment (Standing Orders) Act, 1946

(XX of 1946)

Section 1.—For “except Part B States”, substitute “except the State of Jammu and Kashmir”.

The Mica Mines Labour Welfare Fund Act, 1946

(XXII of 1946)

Section 1 —In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”

Section 2.—In sub-section (1), for “Part A States and Part C States” substitute “the territories to which this Act extends”.

Section 4.—In sub-section (1), for “two Advisory Committees, one for the State of Madras and one for the State of Bihar” substitute “as many Advisory Committees as it thinks fit but not exceeding one for each State”.

The Delhi Special Police Establishment Act, 1946

(XXV of 1946)

Long title and preamble —Omit “in the States”.

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”

Section 5 —For “Part A States and Part C States” substitute “India”.

Section 6.—(a) for “Part A States and Part C States” substitute “India”.

(b) insert the following *Explanation* at the end:—

‘Explanation.—In sections 5 and 6 the word “India” means the territory of India excluding the State of Jammu and Kashmir.’

The Foreigners Act, 1946

(XXXI of 1946)

Section 1.—In sub-section (2), omit “except the State of Hyderabad”.

Section 2.—Omit clause (aa).

(11 of 1947)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 6.—For “a Part A State” substitute “a State”.

The Armed Forces (Emergency Duties) Act, 1947

(XV of 1947)

Section 2.—(a) in sub-section (1), for “in a Part A State or a Part C State or, if so requested by the Government of a Part B State, any specified service in that State” substitute “in a State”;

(b) in sub-section (2), for “the Indian Army Act, 1911, or the Indian Air Force Act, 1932” substitute “the Army Act, 1950, or the Air Force Act, 1950”.

The Trading with the Enemy (Continuance of Emergency Provisions) Act, 1947

(XVI of 1947)

Section 1—In sub-section (2), omit “except Part B States”.

The Rubber (Production and Marketing) Act, 1947

(XXIV of 1947)

Throughout the Act, unless otherwise expressly provided, for “the States” substitute “India”.

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 3.—(a) after clause (d) insert:—

“(dd) “India” means the territory of India excluding the State of Jammu and Kashmir;”;

(b) omit clause (k).

The Antiquities (Export Control) Act, 1947

(XXXI of 1947)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 2.—In clause (b), for “the territories comprised in Part A States and Part C States” substitute “the territories to which this Act extends”.

The Coal Mines Labour Welfare Fund Act, 1947

(XXXII of 1947)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 3.—In sub-section (1), for “Part A States and Part C States” substitute “the territories to which this Act extends”.

The Dock Workers (Regulation of Employment) Act, 1948

(IX of 1948)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

The Minimum Wages Act, 1948

(XI of 1948)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

The Industrial Finance Corporation Act, 1948

(XV of 1948)

Section 1.—For “except the States of Hyderabad, Jammu and Kashmir, Mysore and Travancore-Cochin” substitute “except the State of Jammu and Kashmir”.

The Atomic Energy Act, 1948

(XXIX of 1948)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

The National Cadet Corps Act, 1948

(XXXI of 1948)

Section 1.—In sub-section (2), omit “except the State of Hyderabad”.

The Employees' State Insurance Act, 1948

(XXXIV of 1948)

Section 1 —In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

Section 2.—For “Factories Act, 1934 (XXV of 1934)” wherever the expression occurs, substitute “Factories Act, 1948 (LXIII of 1948)”.

Section 4.—In clause (d), for “Part A States” substitute “Part A States and Part B States to which this Act extends”.

Section 10.—In clause (d) of sub-section (1), for “Part A States” substitute “Part A States and Part B States to which this Act extends”.

Section 58.—In sub-section (4), for “for a Part A State” substitute “of a State”.

Section 98.—For “the Government of a Part B State” substitute “the Government of the State of Jammu and Kashmir”; and for “in the Part B State” substitute “in the said State”.

The Mines and Minerals (Regulation and Development) Act, 1948

(LIII of 1948)

Section 1.—In sub-section (2), for “except the States of Hyderabad, Jammu and Kashmir, Mysore and Travancore-Cochin” substitute “except the State of Jammu and Kashmir”.

The Electricity (Supply) Act, 1948

(LIV of 1948)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

The Territorial Army Act, 1948

(LVI of 1948)

Throughout the Act, for “the Indian Army Act, 1911 (VIII of 1911)” substitute “the Indian Army Act, 1950 (XLVI of 1950)”.

Section 1.—In sub-section (2), omit “except the State of Hyderabad”.

The Exchange of Prisoners Act, 1948

(LVIII of 1948)

Section 1.—In sub-section (2), omit “except the State of Hyderabad”.

The Central Silk Board Act, 1948

(LXI of 1948)

Section 1.—In sub-section (2), for “except the States of Hyderabad, Jammu and Kashmir, Mysore and Travancore-Cochin” substitute “except the State of Jammu and Kashmir”.

The Factories Act, 1948

(LXIII of 1948)

Section 1.—In sub-section (2), for “except the States of Hyderabad, Jammu and Kashmir, Mysore and Travancore-Cochin” substitute “except the State of Jammu and Kashmir”.

The Central Tea Board Act, 1949

(XIII of 1949)

Section 1.—In sub-section (2), for “except the States of Hyderabad, Jammu and Kashmir, Mysore and Travancore-Cochin”, substitute “except the State of Jammu and Kashmir”.

The Hindu Marriages Validity Act, 1949

(XVI of 1949)

Section 1.—In sub-section (2), for “except the States of Hyderabad, Jammu and Kashmir, Mysore and Travancore-Cochin” substitute “except the State of Jammu and Kashmir”.

The Displaced Persons (Legal Proceedings) Act, 1949

(XXV of 1949)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

The Chartered Accountants Act, 1949

(XXXVIII of 1949)

Section 1.—In sub-section (2), for “except the States of Hyderabad, Jammu and Kashmir, Mysore and Travancore-Cochin” substitute “except the State of Jammu and Kashmir”.

The Banking Companies (Legal Practitioners' Clients' Accounts) Act, 1949

(XLVI of 1949)

Section 1.—In sub-section (2), for “except the States of Hyderabad, and Jammu and Kashmir” substitute “except the State of Jammu and Kashmir”.

The Transfer of Detained Persons Act, 1949

(XLVIII of 1949)

Section 1.—In sub-section (2), for “except the States of Hyderabad and Jammu and Kashmir” substitute “except the State of Jammu and Kashmir”.

The Industrial Disputes (Banking and Insurance Companies) Act, 1949

(LIV of 1949)

Section 1.—In sub-section (2), for “except Part B States” substitute “except the State of Jammu and Kashmir”.

The Explosives (Temporary Provisions) Act, 1949

(LV of 1949)

Section 1.—In sub-section (2), omit "except the State of Hyderabad".*The Central Reserve Police Force Act, 1949*

(LXVI of 1949)

Section 1.—In sub-section (2), omit "except the State of Hyderabad".**ORDINANCES***The Criminal Law Amendment Ordinance, 1944*

(XXXVIII of 1944)

Section 1.—For sub-section (2) substitute:—

"(2) It extends to the whole of India except the State of Jammu and Kashmir, and applies also to citizens of India outside India".

The Currency Ordinance, 1940

(IV of 1940)

Section 1.—In sub-section (2), for "except Part B States" substitute "except the State of Jammu and Kashmir".*Section 2.*—For "the territories for the time being comprised within Part A States and Part C States" substitute "the territories to which this Ordinance extends".*The Armed Forces (Special Powers) Ordinance, 1942*

(XLI of 1942)

Section 1.—In sub-section (2), omit "except Part B States".*The International Monetary Fund and Bank Ordinance, 1945*

(XLVII of 1945)

Section 1.—In sub-section (2), omit "except Part B States".*Section 5.*—For "Part A States and Part C States" substitute "India".*The Criminal Law Amendment Ordinance, 1946*

(VI of 1946)

Section 1.—For sub-section (2) substitute:—

"(2) It extends to the whole of India except the State of Jammu and Kashmir, and applies also to citizens of India outside India."

STATEMENT OF OBJECTS AND REASONS.

For the purpose of improving the administration of Part B States and for placing them, as far as possible, on a par with Part A States, it is necessary that all the more important Central Acts falling within the Union and Concurrent Lists should be extended to Part B States also. With this end in view, a number of such Central Acts has already been extended to Part B States generally, or to Part B States except the State of Jammu and Kashmir, as the case may be, according to the legislative competence of Parliament, but a large number of Acts still remains to be similarly extended. Moreover, with the financial integration of Part B States, the Central Government has assumed responsibility for the administration of various subjects in those States, and it is, therefore, a matter of some urgency that the remaining Central Acts requiring to be extended are extended to Part B States as soon as possible.

2. The present Bill is intended to give effect to the above proposal. The Acts and Ordinances listed in the Schedule to this Bill have been prepared in

consultation with the administrative departments concerned, and the views of Part B States with regard to the extension of these Acts and Ordinances have also been obtained.

B. R. AMBEDKAR.

NEW DELHI;

The 8th November, 1950.

BILL* No. 84 OF 1950

A Bill to provide for the payment of pensions to retiring Presidents.

BE it enacted by Parliament as follows:—

1. **Short title.**—This Act may be called the President's Pension Act, 1950.

2. **Pension to retiring Presidents.**—There shall be paid to every person who ceases to hold office as President, either by the expiration of his term of office or by resignation of his office, a pension of fifteen thousand rupees per annum for the remainder of his life:

Provided that, where any such person is re-elected to that office, no pension shall be payable for the period during which he again holds office as President.

3. **Pension to the last Governor-General.**—The provisions of section 2 shall apply to the person who held office as the last Governor-General of India as they shall apply to any person who ceases to hold office as President.

4. **Pensions to be charged on the Consolidated Fund of India.**—A pension payable under this Act shall be charged on the Consolidated Fund of India.

STATEMENT OF OBJECTS AND REASONS.

Whereas it is desirable that some suitable financial provision should be made for Presidents after their retirement, this Bill is introduced to provide for a pension of Rs. 15,000 per annum, which will be subject to income-tax. The pension will be given to all Presidents after they vacate their office. It will also be allowed to the last Governor-General. The expenditure involved will be a charge on the Consolidated Fund of India.

C. D. DESHMUKH.

NEW DELHI;

The 18th October, 1950

FINANCIAL MEMORANDUM.

The President's Pension Bill, 1950 contemplates the grant of a pension of Rs. 15,000 per annum subject to income-tax, to all retiring Presidents and also to the last Governor-General for life. The total expenditure in a year will depend on the number of retired Presidents drawing pension at a time and cannot be estimated at present.

2. The last retired Governor-General has intimated that he would not draw any pension in addition to his salary as Minister. No expenditure will thus be involved under clause 3 of the Bill, so long as the last Governor-General continues to be a Minister.

The President has, in pursuance of clauses (1) and (3) of article 117 of the Constitution of India, recommended to Parliament the introduction and consideration of the Bill.

BILL No. 85 OF 1950.

A Bill to amend the Representation of the People Act, 1950.

BE it enacted by Parliament as follows:—

1. Short title.—This Act may be called the Representation of the People (Amendment) Act, 1950.

2. Amendment of the long title, Act XLIII of 1950.—In the long title of the Representation of the People Act, 1950 (hereinafter referred to as the said Act), for the words “the allocation of seats in, and the delimitation of constituencies for the purpose of elections to, the House of the People and the Legislatures of States” the words “the allocation of seats in the House of the People and the Legislatures of States, the delimitation of constituencies for the purpose of election of representatives of Part C States to the Council of States and of elections to the House of the People and the Legislatures of States” shall be substituted.

3. Amendment of section 2, Act XLIII of 1950.—In section 2 of the said Act, after clause (c) the following clause shall be inserted, namely:—

“(cc) “Council of States constituency” means a constituency provided by section 6C or by order made thereunder for the purpose of election of representatives of any Part C State or group of such States to the Council of States;”.

4. Insertion of new heading and new sections 6A, 6B, 6C and 6D in Act XLIII of 1950.—After section 6 of the said Act, the following heading and sections shall be inserted, namely:—

“The Council of States

6A. Filling of seats in the Council of States allotted to Part C States.—(1) The seat in the Council of States allotted to the States of Manipur and Tripura in the Fourth Schedule to the Constitution shall be filled by a person nominated by the President every second year to represent the State of Manipur and the State of Tripura in rotation:

Provided that a casual vacancy in the seat shall be filled by a person nominated by the President to represent the State which the person by whom the seat was last held represented.

(2) The seat or seats in the Council of States allotted to any other Part C State or group of such States in the said Schedule shall be filled by a person or persons elected to represent such State or group of States.

6B. Council of States constituencies.—For the purpose of election of representatives of Part C States to the Council of States, there shall be the constituencies as provided by section 6C or by order made thereunder, and no other constituencies.

6C. Delimitation of Council of States constituencies.—(1) Each State or group of States to which only one seat is allotted in the Fourth Schedule to the Constitution shall form one constituency:

Provided that for the purpose of election of the representative of the States of Ajmer and Coorg to the Council of States, the constituency shall, where the election is held under section 6D in the State of Ajmer, be deemed to comprise only the State of Ajmer and where the election is held under that section in the State of Coorg, be deemed to comprise only the State of Coorg.

(2) As soon as may be after the commencement of this Act, the President shall, after consultation with the Election Commission, by order determine the constituencies into which the State of Vindhya Pradesh shall be divided, the extent of each constituency and the number of seats allotted to each constituency for the purpose of election of representatives of that State to the Council of States.

6D. Special provision for the filling of the seat in the Council of States allotted to the States of Ajmer and Coorg.—(1) The seat in the Council of States allotted to the States of Ajmer and Coorg in the Fourth Schedule to the Constitution shall be filled by election held in rotation in the States of Ajmer and Coorg, that is to say, at the first general election and at every second subsequent biennial election the said seat shall be filled by election held in the State of Ajmer and at the first biennial election and at every third subsequent biennial election the said seat shall be filled by election held in the State of Coorg.

(2) The casual vacancies in the seat shall be filled by election in the State in which the election to fill the seat was held at the last preceding general or biennial election, as the case may be."

5. Amendment of section 12, Act XLIII of 1950.—In section 12 of the said Act, after the word and figure "section 6", the word, figure and letter "section 6C" shall be inserted.

6. Amendment of section 13, Act XLIII of 1950.—In section 13 of the said Act—

(a) in sub-section (2), after the word and figure "section 6", the figure and letter "6C" shall be inserted; and

(b) in sub-section (3), after the word and figure "section 6", the word, figure and letter "section 6C" shall be inserted.

7. Amendment of section 16, Act XLIII of 1950.—In section 16 of the said Act—

(a) in clause (c) of sub-section (1), after the word "corrupt" the words "and illegal" shall be inserted; and

(b) to sub-section (2) the following proviso shall be added, namely:—

"Provided that the name of any person struck off the electoral roll of a constituency by reason of a disqualification under clause (c) of sub-section (1) shall forthwith be reinstated in that roll if such disqualification is, during the period such roll is in force, removed under any law authorising such removal."

8. Insertion of new section 22A in Act XLIII of 1950.—After section 22 of the said Act, the following section shall be inserted, namely:—

"22A. Special provisions with regard to electoral rolls first prepared under the Act.—(1) Notwithstanding anything contained in the foregoing provisions of this Part the first electoral rolls under this Act shall be prepared in relation to such areas (referred to in this Act as 'electoral units') in each State as the Election Commission may, in consultation with the Government of that State, direct.

(2) An electoral roll prepared under sub-section (1) shall be published in such manner and at such places as may be prescribed by reference to the electoral unit for which the roll has been prepared

for the purpose of inviting claims for inclusion in, or objection to, such roll.

(3) For the purpose of the preparation of electoral rolls under sub-section (1) and the claims and objections referred to in sub-section (2), the provisions of sections 15, 17, 18, 19, 20 and 22 shall have effect as if for any reference to a constituency in the said sections there were substituted a reference to an electoral unit.

(4) After the constituencies in a State have been determined under Part II and after the claims and objections in respect of the electoral rolls for all the electoral units or parts thereof comprised in a constituency so determined have been disposed of in accordance with the rules made in that behalf under section 28 and such electoral rolls have been altered in accordance with the decisions given on such claims and objections, the electoral rolls for all such electoral units and parts thereof so altered shall be republished in the manner prescribed as the electoral roll for such constituency and shall, on such republication, be deemed to be the electoral roll prepared under this Act for that constituency."

9. Insertion of new Part IIIA in Act XLIII of 1950.—After Part III of the said Act, the following Part shall be inserted, namely.—

"PART IIIA

QUALIFICATIONS OF ELECTORS FOR COUNCIL OF STATES CONSTITUENCIES AND THEIR REGISTRATION.

25A. Qualifications for registration.—Subject to the other provisions of this Part, a person shall be qualified for registration in the electoral roll for a Council of States constituency if he—

(a) is on the qualifying date an elected member of any cantonment board, district board, municipal committee, notified area committee, small town committee or village panchayat exercising jurisdiction in any place or area within the limits of that constituency; or

(b) has before the qualifying date passed the matriculation examination of any university in the territory of India or such other examination as the Central Government may, with the concurrence of the Election Commission, by notification in the Official Gazette specify as at least equivalent thereto.

25B. Conditions of registration.—No person shall be entitled to be registered in the electoral roll for any Council of States constituency unless he—

(a) has been ordinarily resident in that constituency for not less than one hundred and eighty days during the qualifying period, and

(b) was not less than twenty-one years of age on the qualifying date.

25C. Special provisions for the Ajmer-cum-Coorg constituency.—
(1) The electoral roll for the Council of States constituency comprising the States of Ajmer and Coorg shall consist of two parts, namely, the Ajmer part and the Coorg part.

(2) A person shall be qualified to be registered in the said electoral roll either in the Ajmer part or in the Coorg part, but not in both.

(3) For the purpose of registration in the Ajmer part of the said electoral roll the provisions of sections 25A and 25B shall apply as if the constituency comprised only the State of Ajmer; and for the purpose of registration in the Coorg part, the said provisions shall apply as if the constituency comprised only the State of Coorg.

25D. *Preparation of electoral rolls for Council of States constituencies.*—The provisions of sections 15, 16, 17, 18, 20, 21, 22, 23, 24 and 25 shall apply in relation to Council of States constituencies as they apply in relation to Parliamentary constituencies."

10. Amendment of section 26, Act XLIII of 1950.—In section 26 of the said Act, after the words and figures "sections 15 to 25", the brackets, words, figures and letter "(including the special provisions contained in section 22A)" shall be inserted.

11. Amendment of section 23, Act XLIII of 1950.—In clause (b) of sub-section (2) of section 28 of the said Act, the words "in the constituencies to which they relate" shall be omitted.

12. Repeal of Ordinance XXIX of 1950.—(1) The Representation of the People (Amendment) Ordinance, 1950 (XXIX of 1950) is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken in exercise of any power conferred by or under the said Act as amended by the said Ordinance shall be deemed to have been done or taken in exercise of the powers conferred by or under the said Act as amended by this Act as if this Act were in force on the day on which such thing was done or such action was taken.

STATEMENT OF OBJECTS AND REASONS

Clause (5) of article 80 of the Constitution provides that the representatives of the States specified in Part C of the First Schedule in the Council of States shall be chosen in such manner as Parliament may by law prescribe. According to the Table of Seats contained in the Fourth Schedule to the Constitution [as amended by the Constitution (Amendment of the First and Fourth Schedules) Order, 1950 issued under article 391], there have to be ten representatives of Part C States in the Council of States, of which four have been allotted to Vindhya Pradesh, one each to Bhopal, Delhi and Kutch, one to Ajmer and Coorg, one to Himachal Pradesh and Bilaspur, and one to Manipur and Tripura. The Bill seeks to amend the Representation of the People Act, 1950, to introduce therein provisions as to the method to be adopted for the choosing of representatives of such States in the Council of States. It is proposed that the seat allotted to the States of Manipur and Tripura should be filled by a person nominated by the President every second year to represent the State of Manipur and the State of Tripura in rotation. The seats allotted to other Part C States are proposed to be filled by election in territorial constituencies by special electorates constituted for the purpose consisting of elected members of local authorities and persons who have passed the matriculation examination or other equivalent examination. A combined electorate for the States of Ajmer and Coorg which have been allotted only one seat between them will not be satisfactory. A special provision has accordingly been included for filling this seat by rotation by holding election every two years in the State of Ajmer and in the State of Coorg.

The Bill also seeks to enact the provisions of the Representation of the People (Amendment) Ordinance, 1950 which was promulgated on the 17th

day of October, 1950. This provides for the preparation of the first electoral rolls in relation to such electoral units in each State as the Election Commission may in consultation with the Government of that State direct, and also for the preliminary publication of the electoral rolls by reference to such electoral units instead of constituencies which have not yet been delimited. It also provides that after each constituency in a State has been determined and the claims and objections in respect of the electoral rolls for all the electoral units or parts of such units as comprised in such constituency have been disposed of, the rolls shall be published as the electoral roll for such constituency. These provisions which are designed to expedite the final preparation of electoral rolls and under which action has already been taken in a number of States require to be confirmed by Parliament.

B. R. AMBEDKAR

NEW DELHI;

The 16th November, 1950.

BILL* No. 86 OF 1950

A Bill further to amend the Indian Tariff Act, 1934.

BE it enacted by Parliament as follows:—

1. Short title.—This Act may be called the Indian Tariff (Fourth Amendment) Act, 1950.

2. Insertion of new sections 4A and 4B in Act XXXII of 1934.—After section 4 of the Indian Tariff Act, 1934 (hereinafter referred to as the said Act), the following sections shall be inserted, namely:—

“4A. Power of Central Government to levy export duties in certain cases.—Where in respect of any article not specified in the Second Schedule, the Central Government is satisfied, after such inquiry as it thinks necessary, that an export duty should be levied, there shall be levied and collected in respect of that article, when exported from India, such duty as the Central Government may, by notification in the Official Gazette, specify in this behalf.

4B. Power of Central Government to increase export duties in certain cases.—Notwithstanding anything contained in this Act or in any other law for the time being in force, the Central Government may, by notification in the Official Gazette, increase to such extent as it thinks necessary the duty of customs leviable in respect of any article (whether included in the Second Schedule or not) when exported from India.”

3. Amendment of the Second Schedule, Act XXXII of 1934.—In the Second Schedule to the said Act,—

(a) in Item No. 2,—

(i) in the last column of sub-item (i), for the entry “Rs. 50”, the entry “Rs. 150” shall be substituted;

(ii) in the last column of sub-item (ii), for the entry “Rs. 350”, the entry “Rs. 1,500” shall be substituted;

(b) in the last column of Item No. 3, for the entry “Rs. 100”, the entry “Rs. 400” shall be substituted;

*The President has, in pursuance of clause (1) of article 117 of the Constitution of India, recommended to Parliament the introduction of the Bill.

(c) after Item No. 3, the following Item shall be inserted, namely:—

| | | | |
|---------|-----------------------------|----|-------------------------------------|
| " 3 (1) | Cotton waste (all sorts) | .. | 50 per cent. <i>ad valorem</i> ; |
|---------|-----------------------------|----|-------------------------------------|

(d) the following item shall be inserted at the end, namely:—

| | | | |
|-----|--|----|--------------------------------------|
| "12 | | .. | 30 per cent. <i>ad valorem</i> ". |
|-----|--|----|--------------------------------------|

4. Export duty not leviable on raw wool in certain cases.—Notwithstanding anything contained in the said Act, as amended by this Act, no export duty shall be leviable on raw wool which is exported from India within a period of thirty days from the 8th day of November, 1950 under and in accordance with the conditions of a licence issued before the said date by competent authority.

5. Repeals and savings.—(1) The Indian Tariff (Amendment) Ordinance, 1950 (XXX of 1950), and the Indian Tariff (Second Amendment) Ordinance, 1950 (XXXII of 1950), are hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken in the exercise of any power conferred by or under any of the Ordinances aforesaid shall be deemed to have been done or taken in the exercise of the powers conferred by or under this Act, as if this Act were in force on the day on which such thing was done or action was taken.

(3) References in this Act to the Second Schedule to the said Act shall be construed as references to that Schedule as in force immediately before the 21st day of October, 1950.

Declaration under the Provisional Collection of Taxes Act, 1931.

It is hereby declared that it is expedient in the public interest that the provisions of clauses (a) and (b) of section 3 shall have immediate effect under the Provisional Collection of Taxes Act, 1931 (XVI of 1931).

STATEMENT OF OBJECTS AND REASONS

After the devaluation of the rupee in September, 1949, it had become necessary to impose certain new export duties and enhance some of the existing ones in view of the disparity between Indian and world prices. Powers for this purpose were originally taken by Ordinance No. XXV of 1949. The outbreak of war in Korea and subsequent world events have once again resulted in a wide disparity between the internal prices of some of our export commodities and the prices at which they are sold in overseas markets. In order that this disparity may not inflate the already high level of general prices in India and in order that the maintenance of control over the price of commodities for which maximum prices have been fixed by law is not made difficult by the higher prices offered by foreign buyers, certain new export duties were imposed and some of the existing ones were increased by Ordinances Nos. XXX and XXXII of 1950.

2. The objects of the present Bill are:

(i) to secure the continued levy of the duties on raw wool, raw cotton, cotton waste and hessian, which were imposed by Ordinance No. XXX and Ordinance No. XXXII of 1950;

(ii) to enhance further the duty on hessian as subsequent experience has shown it to be not high enough and to increase the existing duty on sacking; and

(iii) to arm Government with powers to impose similar duties in the case of commodities not already subject to export duties and to enhance them where such duties are already in existence in case emergent circumstances necessitate such a course.

SRI PRAKASA.

NEW DELHI;

The 18th November, 1950.

M. N. KAUL,

Secretary.